G. R. S. 58]

Previous references.
LB 157-1381-4B. Feby 1915

File No. 262—14

1916.
(L-B.)

Serial Nos. 112

Later references.
LB 56-1683 112-B. Sept 1916
" " 83+4B. Jany 1917

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 112 ✓

Part B for May 1916

SUBJECT.

Proposal to ~~give~~ grant to the Sanitary Board. K.G.F., power to license milk Vendors and make bye laws for the inspection of all Sheds where cattle are kept.

To The President. Sanitary Board.
Kolar Gold Fields.
No 8152 dt. 4.5.16

States that the proposal to grant to the Board power to license milk Vendors, cannot be sanctioned in the absence of any provision in this behalf either in the Mysore Mines Regn or in the rules framed and issued under Sections 34 + 35 thereof; and as regards framing bye laws for the inspection of Sheds where cattle are kept, attention is invited to rule 9 of Sec VI of the amended rules published under Notifn No 7075 LB 185-12-3.07.22.3.16.

D 1351—GPB—20,000—13-12-15

recd 10/5/16

Serial No.

P

of any fees District from the Mohtar for or Shop tax & as no licence fee is leviable on the items in place to which the Mysore Municipal Regulation applies. In now applying for sanction to license Milk Vendors, the President adds that the Bd is competent to license & Compel them to take out licenses under Rule 4 of Sec VI of the Rules for the Sanitation of the Kolar Gold Fields. No doubt milk is an article of human consumption & the place used for selling, or the place where it is stored or exposed for selling might perhaps be licensed under the above said Rule & Bye-law - no X. This is not the point now for consideration. It is not the licensing of Milk Vendors but the prevention of vending unwholesome milk is the matter with which the Board are now concerned. The Mines Regulation (Sec 35) does not empower the Sanitary Board to take action in the matter of prevention of adulteration of food stuffs, drinks, etc. nor has

NOTE—Contn. sheet.

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G. R. S. 12]

General and Revenue Secretariat.

L B File No. 262 of 1914.

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the Government taken power under the Regulation (Sec 34) to frame rules make rules in the matter. Under the present law, Sanction to the proposal may has to be declined

2. It is also submitted that it appears to be desirable to incorporate therein with necessary modifications the provisions of Sec 48 of the Mysore Inland Regulation into the Mines Regulation.

3. As regards the framing of ~~rules~~ bye-laws for the inspection of cattle sheds it is noted that the Bd are competent to frame bye-laws under Sec 35(2)(q) provided the ~~area~~ falls under "Special Sanitation of the area under the Bd's authority."

4. It is submitted that the opinion of Br III may be taken on the above points.

HWK 5 Br III for remarks
13.7.1915

Mog 15/7.

g.Mis. 56-15

Br
14/7

P 20.

NOTE—Contn. sheet.

GPB—25,000—22-3-15

General and Revenue Secretariat.

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cattlesheds for taking Samples of milk from Vendors, and for prosecution of offenders who do not keep the sheds in order or sell milk not up to the standard quality.

8 So far as the existing Rules are concerned, there is no power to the Municipal Board to inspect cattle sheds for taking samples of milk or for prosecution of offenders who do not keep the sheds in a Sanitary Condition. S 54 referred to by the Board does not cover cases of the ordinary milk Vendors in this part of the country. But Government can frame a rule clearly giving such power under S 374 Sub (2) Subclause (e).

9 In regard to the other question, the extreme power of prosecuting offenders who do not supply milk of the standard quality has not been granted to any Municipality under the Municipal Regulation. S 54 2 of the Regulation provides for inspection of articles of food, including milk, for their destruction if unfit for human consumption and for prosecution of the offenders. If powers to that extent are considered

NOTE—Contn. sheet.

GPB—20,000—30-6-15.

G. R. S. 12]

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inexpediency. — There seems no reason why the Vending Shops not be licensed now. — There is no question now of testing of Samples of milk & fining offenders & prosecution in Cases of Adulteration &c.

13 As regards the point that Municipalities under have not been granted the power to license Vending of Milk, it being Conceded that the San^y B^d Can be authorized to do all that Municipalities Can do, the mere fact that the Municipality have not done Something need not stand in the way of Board's doing it. I on a previous occasion the First Member (Who was then Secy. to Govt) has observed — "The Bangalore City has not rules so far advanced as those proposed now, but there is no reason why the Sanitary Board Shd not Excel them". —

R

14. On this occasion, the

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat.

Mil File No. 262 of 1914.

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B—

The first Advocate has given it as his opinion that the Municipalities (& following them the Sanit. Bd.) have the right under S 59 (i) of the Municipal Regns to impose, with previous sanction of the Govt, any other taxes not specifically provided in the Regns.—

15. All things considered I think the powers asked for by the Board may be sanctioned & by the President it is only a first step towards dispensing the milk supply.

16. When this is done, I beg to suggest that in the rules under the Municipal Regns in respect of sanitation on the K. G. F. are to be framed advantage may be taken of the occasion to regularise the powers of the Board in the matter of framing of bye-laws & the Govt. shall amendments of the Regns be necessary.

Rev. Secy)

7/12-15

L. U. 23.

NOTE—Contn. sheet.

GPB—20,000—30-6-15

7753 10

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General and Revenue Secretariat.

LB

File No. 262 of 1914.

Serial No.

20. The draft Go. involves the modification or rather cancellation of a previous Go.

21. But the necessity urged by the Board seems an urgent one

22. The file regarding the revision of the rule and the morning Regulation will be taken up either along with this or after the issue of Orders in this Case

Put
2nd Member 19/1/16

Hon ble Min

23 Draft approved — The Revision of the Rules may be taken up at once Board's Case memo dtd 7/6/20,

the file may be returned with first member's and Secretariat

NOTE—Contn. sheet.

Put 21/1/16

24 GPB—20,000—30-6-15

(2nd member) 21/1

Hon 21/1/16

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G. R. S. 12]

General and Revenue Secretariat. | LB File No. 264 of 1914.

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Page 16 B the note

29) Kind reference is invited to the * routine notes below. It is stated by the Asst Secy Br III, that milk vending cannot be subjected to license regulations under the existing law.

Asst Secy

Revised

30) In this case the legal point of view cannot be made, according to the opinion of the late Asst Secy to the Govt & the asst Secy B Br III, to fit in with the administrative point of view under which licenses for vending milk are considered necessary by the K. G. E Board (same)

31) A draft is put up in accordance with the opinion (legal)

29/4/16

18 members)

342
29.4.16

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat.

LB File No. 262 of 1914.

Serial No.

Mem shows rules 4. 6 & 7 Sanitary rules. — Where a power is asked for, should exist under that rule, there is the difficulty?

LB
2/5 —

32) Have 2 rules rec'd. Sanitary rules which relates to Mhow ground - or flooring.

33) Milk vendors - have no record Mhow ground flooring & the Sanitary Board is wrong in considering that they can control them under that rule.

34) Till the law is amended no control over milk supplies is possible.

~~Copy to Mem for information~~

35) ~~Mem~~ revised draft Enclosed

LB
2/5 —

Put 2/5/1636 Brown
2/5

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G.R.S. 13]

D 1753-14

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Para 25 of this note in ~~not~~ LB 264-14

Hoq B

JJVK 17/3

There is no law under which fee for milk vending can be levied.

Attention is invited to paras 11, 14, 18, 20, 22 & 29 of the note in LB 7 no 151-13. Lere: with just up.

AKHQ 15.3.916

BE 16/3

~~Lere letter draft~~ Please put up Alternative draft

Hm 17/3

Draft of a letter is subd.

AKHQ 24.3.916

BE 25/3

With reference to the 1st Members note of 30.3.16 it

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—50,000—5-8-15

LB. 262-14-1 D 7753.

No. 570
Encl 3

OFFICE OF THE PRESIDENT,
SANITARY BOARD, KOLAR GOLD FIELDS,
DATED CHAMPION REEFS, 11th June 1915.

16@

From

P.F. Bowring, Esq.,
President, Sanitary Board,
Kolar Gold Fields.

To

D.M. Narasinga Rao, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue
Departments, Bangalore.

(Improvement of milk supply).

Sir,

Encl A

In enclosing herein a copy of letter No. 1467 dated the 21st September 1914 from the Sanitary Commissioner, Mysore Government, indicating for the consideration of the Board, certain important measures of public health and sanitation among which is the improvement of milk supply, the measures being such as are in conformity with the conclusions arrived at by the All-India Sanitary Conference held at Lucknow, I have the honour to state that a sub-committee consisting of

1. Dr. J.D. O'Donnell, Chief Medical Officer.
2. Dr. J.V. Nascarenhas, Medical Officer of Health.
3. Dr. T.V. Kuppuswami Mudaliar, District Medical and Sanitary Officer.
4. Mr. H.J. Gifford, Superintendent, Champion Reef Mine.

considered the whole subject and forwarded a report to the Sanitary Board (copy enclosed) which the Board considered at their meeting held on the 28rd April 1915.

Encl B

2. A copy of the Board's Resolutions 4 and 5 passed at the said meeting is enclosed, from which it will be seen that it has been resolved that the Government be addressed to give the Board power, to license milk vendors, and make bye-laws for the inspection

Encl C

of all sheds where cattle are kept, for the taking of samples of milk from vendors and for the prosecution of all offenders who do not keep their sheds in order and all vendors found selling milk not up to standard quality.

3. The existing arrangements for milk supply on the Gold Fields are unsatisfactory. The milk sold by the local milk vendors to the public is often impure or very much adulterated in spite of the exorbitant price charged therefor. Typhoid is generally due to adulteration of the milk with water infected with Typhoid organisms. Diseases like Cholera, Diarrhoea and Dysentry may be conveyed by the uncleanly habits of the man who draws the milk and who may be the carrier of the disease. It is absolutely essential that if there should be any proper control of the milk supply which is an integral part of the programme of the All-India Sanitary Conference, the powers which the Sanitary Board asks for should be granted.

4. The powers asked for by the Board are no new powers. Section 48 clauses d and e(1) and (2) and Section 142 of the Municipal Regulation already confer similar powers on Municipalities. These provisions may be extended to the Sanitary Board.

5. As regards power to license milk vendors, such a power already exists by Rule 4 of Section 6 of Kolar Gold Fields Sanitary Rules passed by notification No. 14167-L.F. 17-99 dated 24th March 1903 as milk is an article of human consumption.

"No place shall be used for selling or storing or exporting for sale, meat, poultry, fish, fruit, vegetables, grain or other articles of human consumption without a license to be granted in accordance with such bye laws as the Sanitary Board may frame with the approval of Government."

6. Government Order No. 6449-L.R. 151-13-4 dated 19th February 1915 does not appear to interfere with the power to issue licenses but it prohibits collection of license fees for milk vending on the ground that it will be of the nature of additional mohatarfa. But mohatarfa is for purposes of revenue and a license is for control from the public health point of view. License fees

ENCL A (22

Copy of letter No. 1407 dated 21st September 1914 from the Sanitary Commissioner to Government of Mysore, to the President, Sanitary Board, Kolar Gold Fields.

I have the honour to state that in connection with the conclusions arrived at and the resolutions passed by the All-India Sanitary Conference at its last session at Lucknow, Government have directed that action may be taken in regard to such of the measures recommended as are of applicability to Mysore. The more important of the measures are as follows:--

1. Arranging for a malaria survey with a view to determine the extent of the prevalence of malaria and how best to mitigate its ravages.

2. Adoption of anti-plague measures in the off-season.

3. Crusade against flies and other insects which disseminate the germs of cholera, typhoid fever; dysentry, epidemic diarrhoea, tuberculosis etc.

4. Establishment of special tuberculin dispensaries in the Cities.

5. Improvement of milk supply and

6. Efficient system of medical inspection of school children.

I have merely indicated the measures and have no doubt that the Health Officer will be able to elaborate them with special reference to Kolar Gold Fields, for consideration and approval by the Board.

Sd. T.V.Arumugam Mudaliar,
Sanitary Commissioner.

(Copy).

For President,
Sanitary Board, K.G.F.

aly

Encl. B

Extract from proceedings of the Sanitary Board Sub-Committee. 5-4-1915

1. Sanitary Commissioner's letter No. 1467 dated 21-9-14.

2. Health Officer's detailed report on the subjects mentioned in I.

3. Dr. O'Donnell's proposal that the Sanitary Board should control the milk supply.

The meeting was held at the Sanitary Board Office on monday 5th instant at 5 P.M.

Present:--

Dr. John D. O'Donnell, in the chair.

Dr. T.V. Kuppusamy Mudaliar, Civil Surgeon,

Dr. J.V. Pascarenhas, Medical Officer of Health and

Mr. H.J. Gifford, Superintendent, Champion Reef Mine

The Sanitary Commissioner's letter was read and the report of the Medical Officer of Health thereon taken in sequence.

* * * * * * * * * * * * * *

5. Improvement of Milk Supply.

We are in perfect sympathy and accordance with the Sanitary Commissioner's recommendation. Lately we approached Government to give us power to license milk vendors, who are the greatest offenders as regards impure milk. This has been refused and until sanction is granted the Committee are of opinion that no steps can be taken that would in any way improve the quality and purity of the supply.

The sub-committee recommend that Government be approached to reconsider their reply and grant us power to inspect all sheds, where cattle are kept and also power to take samples of milk from vendors and prosecute all offenders, who do not keep their sheds in order, and all vendors found selling milk not up to standard quality.

It is proposed on the Mining Area to establish a central milk market on each Mine. The details of the scheme are under consideration.

* * * * * * * * * * * * * *

Sd. O'Donnell,

Chief Medical Officer, K.C.F.

(Copy)

Attd

Encl. C. 22

Kolar Gold Fields.

Extract from the Proceedings of the sixth(Ordinary) meeting of the Kolar Gold Fields. Sanitary Board, held on Friday the 23rd April 1915, at 4 P.M., in the Sanitary Board Office at Champion Reefs.

* * * * * * *

4 (i) Subject No. 11 of the last meeting regarding the measures to be adopted in connection with milk supply and with Malaria, Plague and kindred diseases.

* * * * * * *

RESOLUTION.

* * * * * * *

(2) Improvement of Milk supply.

Resolved that, as recommended by the Sub-Committee, Government be addressed to give the Board power to license milk vendors and power to make Bye-laws for the inspection of all sheds where cattle are kept, for the taking of samples of milk from vendors and for the prosecution of all offenders who do not keep their sheds in order and all vendors found selling milk not up to standard quality.

* * * * * * *

5. Government Order No. 6449-L.R. 151-13-4 dated 19th February 1915, sanctioning with certain observations the revised rates of license fees for certain descriptions of trade and business.

RESOLUTION.

Recorded and resolved that a recommendation may be sent to Government for the licensing of milk vending and the levy of license fees thereon.

(Copy)

For President,
Sanitary Board, K. G. F.

3-5-16

alternative Draft

G. R. S. 26]

SUBJECT Licensing of Milk Vending, & framing of bye-laws by the Sanitary Bd for the inspection of Cattle Sheds, on the Kolar Gold Fields.

Diary No. of letter replied to 775-3-14

Section L.B

File No. 262-14

Serial No. 2

General and Revenue Secretariat
(L.B.)
, the 191 .

No. 8152
LB 262 Vol 2
4/5/16

Date of issue 4.5.16.

To The President,
Sanitary Board,
Kolar Gold Fields.

Signed by M.A.V. Ramanadham

Sir,

Referring to your letter No 5-70 dy the 11th June 1915 I am ated to state that the B[oard] proposals to license the vending of Milk and to prosecute persons selling milk not up to the Standard Quality cannot be sanctioned in the absence

over. 9

to issue pass to inspect Sheds

of any provision in this behalf either in the Mysore Mines Regulation or in the rules framed & issued under Section 34 & 35 thereof. Rules see VI

2. As regards the Board's request for their being empowered to frame bye-laws for the inspection of sheds where cattle are kept, I am to invite attention to rule 9 of Sec VI of the Amended rules published under Notification No 7075 LB 185-12-3 dated the 22nd March 1916.

Yours

for Secretary to Government,
Revenue Department

ATK/cg
24.3.1916

Yes

List of enclosures: